

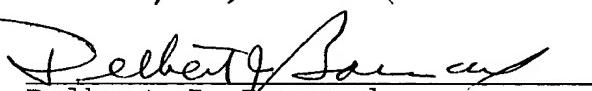
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PATENT APPLICATION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231 on July 11, 2001.

7/11/01  
Date

  
Delbert J. Barnard  
Registration No. 20,515

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit:

Examiner:

Applicant: Charles L. Ashbury et al.

Serial No.: 09/847,645

Filed: May 1, 2001

For: DEVICE AND METHODS FOR DETECTING SAMPLES IN A FLOW CYTOMETER INDEPENDENT OF VARIATIONS IN FLUORESCENCE POLARIZATION

Date: July 11, 2001

RESPONSE TO NOTICE TO FILE MISSING PARTS

Commissioner of Patents and Trademarks

Washington, D.C. 20231

Sir:

This is in response to the communication mailed out by the Patent Office entitled "Notice to File Missing Parts of NonProvisional Application - Filing Date Granted," dated June 26, 2001, and relating to the above-identified application.

Enclosed is a copy of the Notice to File Missing Parts of Application along with:

- (1) a signed Declaration; and  
(2) three signed Power of Attorney document, one for each inventor.

A check in the amount of \$65.00 is enclosed to cover the surcharge required of a small entity by 37 CFR 1.16(e). Please charge any additional fees and/or credit any overpayment to Deposit Account No. 02-0915. A duplicate copy of this Response is enclosed.

Respectfully submitted,

Charles L. Asbury et al.

By:   
Delbert J. Barnard  
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DJB/st

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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/847,645	05/01/2001	Charles L. Asbury	UW - Asbury

CONFIRMATION NO. 6607

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JUL - 2 2001

FORMALITIES LETTER



\*OC00000006229227\*

**RECEIVED**

Date Mailed: 06/26/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required, below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

07/18/2001 KZEW DIE 00000051 09847645

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*A copy of this notice **MUST** be returned with the reply.*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE